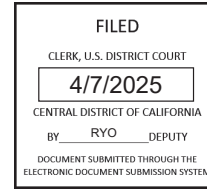


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In Propria Persona



**UNITED STATES DISTRICT COURT FOR
THE CENTRAL DISTRICT OF CALIFORNIA
WESTERN DIVISION**

TODD R. G. HILL, et al,

Plaintiffs

vs.

**THE BOARD OF DIRECTORS,
OFFICERS AND AGENTS AND
INDIVIDUALS OF THE PEOPLES
COLLEGE OF LAW, et al.,**

Defendants.

CIVIL ACTION NO. 2:23-cv-01298-JLS-BFM

The Hon. Josephine L. Staton
Courtroom 8A, 8th Floor

Magistrate Judge Brianna Fuller Mircheff
Courtroom 780, 7th Floor

**PLAINTIFF'S MOTION TO COMPEL
COMPLIANCE WITH L.R. 7-3 AND TO
ADDRESS BAD FAITH PROCEDURAL
MISCONDUCT**

NO ORAL ARGUMENT REQUESTED

**PLAINTIFF'S MOTION TO COMPEL COMPLIANCE WITH L.R. 7-3 AND TO ADDRESS BAD FAITH
PROCEDURAL MISCONDUCT**

CASE 2:23-cv-01298-JLS-BFM

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**PLAINTIFF'S MOTION TO COMPEL COMPLIANCE WITH L.R. 7-3 AND TO ADDRESS
BAD FAITH PROCEDURAL MISCONDUCT**

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

Plaintiff Todd Hill respectfully submits this Motion to Compel Compliance with Local Rule 7-3 (L.R. 7-3) and to Address Bad Faith Procedural Misconduct by Defendant Ira Spiro. Despite multiple good faith attempts to secure compliance with L.R. 7-3, Mr. Spiro has willfully refused to provide the specific legal grounds, factual basis, and relief sought for his anticipated motions, as required by the rule. Instead, Mr. Spiro has persisted in scheduling a phone call absent the necessary disclosures, creating the appearance of compliance without engaging in a meaningful or procedurally adequate meet and confer process. This motion is further necessitated by Defendant's documented pattern of evasion and procedural misconduct, previously noted in Docket 197 and judicially noticed in part at Docket 248, which now appears to be replicated in their current approach.

Notably, counsel for the Haight defendants, by way of a deficient and vague email request sent on the morning of April 7, 2025, a true and accurate copy attached as Exhibit B, have demonstrated either a coordinated effort with Mr. Spiro or a negligent disregard for procedural requirements.

As of the filing of this motion at 4:00 PM PDT on April 7, 2025, Mr. Spiro has failed to comply with the procedural requirements of L.R. 7-3 by refusing to provide the necessary legal grounds, factual basis, and specific relief sought for his anticipated motions. Despite repeated requests for clarification and opportunities to cure, Mr. Spiro has instead insisted on proceeding with

**PLAINTIFF'S MOTION TO COMPEL COMPLIANCE WITH L.R. 7-3 AND TO ADDRESS BAD FAITH
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1 a phone call absent the requisite information, a tactic previously employed by Haight counsel as
2 documented in Docket 197 and partially judicially noticed in Docket 248. Furthermore, Haight has
3 not responded to Plaintiff's April 7, 2025, email providing reasonable deadlines and expectations for
4 a procedurally compliant meet and confer. (See Exhibit B.) The filing of this motion is made out of
5 an abundance of caution and to maintain clarity of the record, as Mr. Spiro's continued refusal to
6 engage in good faith leaves no reasonable possibility of meaningful resolution.
7
8

9
10 Plaintiff respectfully moves this Court to compel Defendant Ira Spiro and counsel for the
11 Defendants to comply with Local Rule 7-3's meet and confer requirements.
12

13 **MEMORANDUM OF POINTS AND AUTHORITIES**

14 **BACKGROUND AND PROCEDURAL HISTORY**

15
16 Plaintiff Todd Hill has made multiple good faith efforts to comply with Local Rule 7-3, which
17 requires parties to meaningfully engage and clarify legal grounds, factual basis, and specific relief
18 sought prior to filing a motion. Despite Plaintiff's consistent requests for compliance, Defendant Ira
19 Spiro has persistently refused to provide the necessary information. Instead, Mr. Spiro has repeatedly
20 insisted on proceeding with a phone call without first fulfilling his obligations under L.R. 7-3. This
21 refusal to comply with procedural norms has rendered any meaningful meet and confer process
22 impossible.
23
24

25
26 On April 5, 2025, Plaintiff explicitly communicated to Mr. Spiro that the contingency deadline
27 for compliance was set for 12:00 PM PDT on April 7, 2025. This deadline was reasonable and
28

PLAINTIFF'S MOTION TO COMPEL COMPLIANCE WITH L.R. 7-3 AND TO ADDRESS BAD FAITH PROCEDURAL MISCONDUCT

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1 designed to ensure that both parties could adequately prepare for a meaningful discussion. Plaintiff
2 clearly outlined the requirements, including the specific legal grounds, factual basis, and relief
3 sought, as mandated by L.R. 7-3. (See Exhibit A)
4

5
6 Despite these clear instructions, Mr. Spiro failed to meet the deadline and continued to insist on a
7 perfunctory phone call scheduled for April 8, 2025, without having provided the required
8 information. Furthermore, Mr. Spiro's responses repeatedly dismissed Plaintiff's reasonable requests,
9 exhibiting a pattern of non-compliance and bad faith. (See Exhibit A)
10

11 Additionally, on April 7, 2025, Defendant Haight Brown & Bonesteel LLP, through Attorney
12 Jeffrey Kirwin, sent an email similarly requesting a meet and confer without providing the necessary
13 legal grounds, factual basis, or relief sought. This email did not clarify whether it was a coordinated
14 effort with Mr. Spiro, nor did it offer any meaningful basis for the proposed discussion. (See Exhibit
15 B)
16

17
18 As of this writing, Defendant Spiro has failed to comply with the procedural requirements
19 outlined under L.R. 7-3 by the originally stated contingency deadline of 12:00 PM PDT, April 7,
20 2025, nor the courtesy extension of 3:00 PM PDT offered by the Plaintiff.
21

22
23 Additionally, Haight's counsel, despite their initial outreach on the morning of April 7, 2025, has
24 not provided the requisite information necessary to facilitate a meaningful meet and confer process,
25 although the deadline indicated by Plaintiff for the provision of information has not yet passed at time
26 of the writing or submission of this motion.
27

28 **PLAINTIFF'S MOTION TO COMPEL COMPLIANCE WITH L.R. 7-3 AND TO ADDRESS BAD FAITH
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1 This motion is filed out of an abundance of caution to ensure clarity of the record and to avoid
2 further procedural manipulation or attempts to mischaracterize Plaintiff's adherence to the Court's
3 established requirements.
4

5
6 **LEGAL ARGUMENT**

7 The Court possesses both the authority and discretion to take judicial notice of documents and
8 communications that are central to assessing procedural compliance, especially where such
9 compliance is mandated by the Local Rules. Under Federal Rule of Evidence 201, courts may take
10 judicial notice of adjudicative facts that are "not subject to reasonable dispute" and are either
11 "generally known" or "can be accurately and readily determined from sources whose accuracy cannot
12 reasonably be questioned."
13

14 Moreover, courts have inherent authority to manage their own proceedings and enforce
15 compliance with procedural rules, including Local Rule 7-3, to ensure judicial efficiency and the fair
16 administration of justice. See *Landis v. North American Co.*, 299 U.S. 248, 254 (1936) (recognizing
17 the court's inherent power to control the disposition of the causes on its docket). Where a party's
18 conduct demonstrates a pattern of evasion and procedural non-compliance—as documented in
19 Docket 197 and partially judicially noticed in Docket 248—the Court is well within its authority to
20 adjudicate the sufficiency of the record and impose appropriate remedies to deter continued abuse.
21 Judicial notice of the email exchanges and related documents is therefore warranted to ensure a
22 complete and accurate record, prevent further evasion of L.R. 7-3, and uphold the integrity of the
23 judicial process.
24
25
26

27
28 **PLAINTIFF'S MOTION TO COMPEL COMPLIANCE WITH L.R. 7-3 AND TO ADDRESS BAD FAITH
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A. MR. SPIRO’S CONDUCT VIOLATES L.R. 7-3 AND DEMONSTRATES BAD FAITH

Local Rule 7-3 requires parties to meaningfully engage before filing a motion, specifying that parties must discuss “the substance of the contemplated motion and any potential resolution.” (C.D. Cal. L.R. 7-3) Mr. Spiro’s repeated refusal to comply with this rule, despite Plaintiff’s reasonable efforts to facilitate a meaningful meet and confer, constitutes a clear violation.

In *Carmax Auto Superstores Cal. LLC v. Hernandez*, 94 F. Supp. 3d 1078 (C.D. Cal. 2015), the court emphasized that compliance with Local Rule 7-3 is mandatory, requiring meaningful engagement prior to filing motions. Failure to comply can result in the court refusing to consider the motion altogether. Similarly, *Niedermeier v. Office of Max S. Baucus*, 153 F. Supp. 2d 23 (D.D.C. 2001), establishes that superficial or perfunctory attempts at compliance with meet-and-confer requirements do not satisfy the rule’s purpose of fostering genuine efforts to narrow or resolve issues.

Courts have consistently held that perfunctory gestures do not satisfy the requirements of L.R. 7-3. Simply scheduling a phone call without providing the legal and factual basis for anticipated motions is insufficient. See Docket 197, partially judicially noticed at Docket 248, where the Court previously noted the dates and existence of records that strongly support the inference of similar non-compliant conduct by Defendants.

Here, Defendant Spiro has repeatedly refused to provide the specific legal grounds, factual basis, or relief sought for his anticipated motions, as required by L.R. 7-3. Instead, Spiro has attempted to manufacture the appearance of compliance by scheduling a phone call without the necessary

**PLAINTIFF’S MOTION TO COMPEL COMPLIANCE WITH L.R. 7-3 AND TO ADDRESS BAD FAITH
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1 disclosures. This conduct directly undermines the purpose of the rule and frustrates the Court's
2 interest in procedural efficiency.
3

4 **B. HAIGHT BROWN & BONESTEEL LLP'S INADEQUATE COMPLIANCE**

5 Haight Brown & Bonesteel LLP's request for a meet and confer on April 7, 2025, similarly failed
6 to specify the necessary legal grounds, factual basis, and relief sought. This lack of specificity and
7 clarity mirrors the same pattern of non-compliance exhibited by Mr. Spiro. Without clear articulation
8 of the issues to be discussed, Plaintiff cannot adequately prepare, undermining the purpose of L.R. 7-
9 3.
10
11

12 **C. JUDICIAL NOTICE AND THE COURT'S INHERENT AUTHORITY**

13 The Court has the inherent authority to enforce its procedural rules and ensure compliance where
14 parties have engaged in bad faith or obstructive conduct. See *Landis v. North American Co.*, 299 U.S.
15 248, 254 (1936) ("The power to stay proceedings is incidental to the power inherent in every court to
16 control the disposition of the causes on its docket with economy of time and effort for itself, for
17 counsel, and for litigants.").
18
19

20 Additionally, the Court may take judicial notice of documents central to evaluating compliance
21 with procedural rules, particularly where authenticity is not in dispute. See *Lee v. City of Los Angeles*,
22 250 F.3d 668, 689 (9th Cir. 2001). This includes email exchanges that establish whether the parties
23 have adhered to L.R. 7-3's requirements. See also *In re Oracle Corp. Sec. Litig.*, 627 F.3d 376, 386
24 n.1 (9th Cir. 2010) (permitting judicial notice of documents not subject to reasonable dispute).
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**PLAINTIFF'S MOTION TO COMPEL COMPLIANCE WITH L.R. 7-3 AND TO ADDRESS BAD FAITH
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D. PATTERN OF BAD FAITH AND PROCEDURAL NON-COMPLIANCE

The record established in Docket 197, partially judicially noticed at Docket 248, reveals a persistent pattern of procedural evasion by the Defendants. Here, Spiro's current approach mirrors previous conduct designed to circumvent proper meet and confer processes. Courts have recognized that repeated non-compliance with procedural requirements constitutes bad faith. See *Burch v. Regents of Univ. of California*, 433 F. Supp. 2d 1110, 1125 (E.D. Cal. 2006) (noting that courts are not required to accept sham compliance with procedural requirements).

Defendant Spiro's conduct also actively undermines the judicial process by preventing meaningful engagement and obstructing attempts to narrow issues before motion practice. The use of L.R. 7-3 as a mere procedural formality, rather than a tool for genuine engagement, demonstrates a deliberate attempt to frustrate Plaintiff's ability to adequately prepare and respond.

Furthermore, Haight's initial letter requesting a meet and confer, given the experience of the litigators and the previous documentation of both approach and Plaintiff's request for substantive engagement strongly infers similar and coordinated tactics. (See Docket 197).

THE COURT SHOULD TAKE JUDICIAL NOTICE OF THE DOCUMENTED PATTERN OF NON-COMPLIANCE

Plaintiff requests that the Court take judicial notice of the email exchanges as evidence of Defendants' failure to comply with L.R. 7-3. The record demonstrates a deliberate pattern of procedural evasion, contrary to the principles of judicial efficiency and good faith litigation.

**PLAINTIFF'S MOTION TO COMPEL COMPLIANCE WITH L.R. 7-3 AND TO ADDRESS BAD FAITH
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1 In *Carmax Auto Superstores Cal. LLC v. Hernandez*, 94 F. Supp. 3d 1078 (C.D. Cal. 2015), the
2 court emphasized that compliance with Local Rule 7-3 is mandatory and requires genuine,
3 substantive engagement prior to filing motions. Failure to comply can result in the court refusing to
4 consider the motion altogether. This is directly applicable to Mr. Spiro's repeated attempts to bypass
5 the requirement for meaningful engagement by demanding a phone call without first providing the
6 requisite legal grounds, factual basis, or relief sought. Mr. Spiro's superficial efforts to meet and
7 confer, exemplified by his refusal to comply with L.R. 7-3 while insisting on proceeding with an
8 unscheduled call, fall squarely within the type of conduct that the court condemned in Carmax.
9

10
11
12 Similarly, *Niedermeier v. Office of Max S. Baucus*, 153 F. Supp. 2d 23 (D.D.C. 2001), establishes
13 that superficial or perfunctory attempts at compliance with meet-and-confer requirements do not
14 satisfy the rule's purpose of fostering genuine efforts to narrow or resolve issues. Mr. Spiro's
15 repeated refusals to provide specific legal grounds, factual basis, or relief sought mirror the type of
16 bad faith engagement described in Niedermeier. His approach amounts to little more than a
17 manufactured appearance of compliance designed to justify the filing of an anticipated motion
18 without genuine engagement.
19
20

21
22 Moreover, the initial email from Haight's counsel on April 7, 2025, further underscores this
23 pattern of procedural evasion. Without specifying the intended legal grounds, factual basis, or relief
24 sought, Mr. Kirwin's vague request to "meet and confer" falls short of the requirements under L.R. 7-
25 3 and indicates a coordinated effort to avoid genuine engagement. Haight's failure to clarify their
26
27

28 **PLAINTIFF'S MOTION TO COMPEL COMPLIANCE WITH L.R. 7-3 AND TO ADDRESS BAD FAITH
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1 intentions or provide substantive information, especially in light of Mr. Spiro's parallel conduct,
2 suggests an intentional strategy aimed at frustrating the meet-and-confer process rather than
3 facilitating it.
4

5
6 As documented in Docket 197 and judicially noticed in part in Docket 248, Defendants have
7 engaged in a series of superficial and procedurally deficient meet-and-confer efforts. These include
8 unscheduled calls, cursory emails, and vague requests lacking substantive engagement. This ongoing
9 pattern violates L.R. 7-3, undermines judicial efficiency, and reflects bad faith in the pre-motion
10 process.
11

12
13 The Court's recognition of these deficiencies in Docket 248 underscores the validity of Plaintiff's
14 claims and highlights Defendants' continued disregard for procedural requirements. Judicial notice of
15 these communications is necessary to preserve a complete and accurate record of Defendants' non-
16 compliance.
17

18 **RELIEF REQUESTED AND SANCTIONS WARRANTED**
19
20

21 Plaintiff respectfully requests that the Court take judicial notice of the email exchanges attached
22 as Exhibit A and Exhibit B, as evidence of Defendants' ongoing failure to comply with L.R. 7-3. The
23 deliberate pattern of procedural evasion demonstrated by Mr. Spiro's correspondence reflects the
24 same deficiencies previously documented in Docket 197 and further supports the need for Court
25 intervention. The filing of this motion is necessary to preserve the record, as Mr. Spiro's repeated
26 refusal to comply with L.R. 7-3 has undermined the purpose of the meet and confer process and
27

28 **PLAINTIFF'S MOTION TO COMPEL COMPLIANCE WITH L.R. 7-3 AND TO ADDRESS BAD FAITH
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1 precluded any possibility of substantive engagement. Plaintiff has made reasonable efforts to
2 facilitate compliance and mitigate unnecessary motion practice; however, Mr. Spiro's conduct
3 renders further attempts to resolve these issues without Court involvement futile.
4

5
6 Pursuant to the Court's inherent authority and under Rule 11, sanctions are appropriate where a
7 party's conduct demonstrates willful disobedience of procedural rules or deliberate bad faith. Here,
8 Mr. Spiro's continued insistence on proceeding without providing the required information, coupled
9 with Haight's deficient approach, demonstrates a clear pattern of bad faith warranting appropriate
10 sanctions.
11

12
13 For the foregoing reasons, Plaintiff respectfully requests that the Court:

- 14
15 1. Issue an order compelling Mr. Spiro and Haight Brown & Bonesteel LLP to fully comply
16 with L.R. 7-3.
17
18 2. Impose sanctions on Mr. Spiro for his documented pattern of procedural non-compliance.
19
20 3. Issue any further relief that the Court deems just and appropriate.

21 Dated: April 7, 2025

22 Respectfully submitted,

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**PLAINTIFF'S MOTION TO COMPEL COMPLIANCE WITH L.R. 7-3 AND TO ADDRESS BAD FAITH
PROCEDURAL MISCONDUCT**

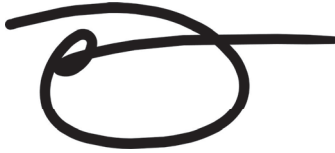
CASE 2:23-cv-01298-JLS-BFM

1 Todd R. G. Hill
2 Plaintiff, Pro Se
3

4 **STATEMENT OF COMPLIANCE WITH LOCAL RULE 11-6.1**

5
6 The undersigned party certifies that this brief contains 2,377 words, which complies with the 7,000-
7 word limit of L.R. 11-6.1.

8 Respectfully submitted,

9 
10
11

12 April 7, 2025

13 Todd R.G. Hill

14 Plaintiff, in Propria Persona
15

16 **PLAINTIFF'S PROOF OF SERVICE**

17 This section confirms that all necessary documents will be properly served pursuant to L.R. 5-
18
19 3.2.1 Service. This document will be/has been electronically filed. The electronic filing of a
20 document causes a "Notice of Electronic Filing" ("NEF") to be automatically generated by the
21 CM/ECF System and sent by e-mail to: (1) all attorneys who have appeared in the case in this Court
22 and (2) all pro se parties who have been granted leave to file documents electronically in the case
23 pursuant to L.R. 5-4.1.1 or who have appeared in the case and are registered to receive service
24 through the CM/ECF System pursuant to L.R. 5-3.2.2. Unless service is governed by Fed. R. Civ. P.
25
26
27
28

**PLAINTIFF'S MOTION TO COMPEL COMPLIANCE WITH L.R. 7-3 AND TO ADDRESS BAD FAITH
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1 4 or L.R. 79-5.3, service with this electronic NEF will constitute service pursuant to the Federal
2 Rules of Civil Procedure, and the NEF itself will constitute proof of service for individuals so served.
3

4 Respectfully submitted,

5 
6
7

8 April 7, 2025

9 Todd R.G. Hill

10 Plaintiff, in Propria Persona
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**PLAINTIFF'S MOTION TO COMPEL COMPLIANCE WITH L.R. 7-3 AND TO ADDRESS BAD FAITH
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EXHIBIT A

**PLAINTIFF'S MOTION TO COMPEL COMPLIANCE WITH L.R. 7-3 AND TO ADDRESS BAD FAITH
PROCEDURAL MISCONDUCT**

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Todd Hill <toddryangregoryhill@gmail.com>

local rule 7-3 request for telephone discussion

Todd Hill <toddryangregoryhill@gmail.com>

Mon, Apr 7, 2025 at 12:37 PM

To: Ira Spiro <ira@spirolawcorp.com>

Dear Mr. Spiro,

Your email and intent to initiate a call are noted. Your repeated refusal to provide the requisite information under L.R. 7-3, while insisting on a perfunctory phone call, is not only procedurally improper-it is a calculated effort to manufacture the appearance of compliance while evading the substantive requirements of the rule.

Your most recent response further confirms your refusal to engage in a procedurally compliant and meaningful meet and confer process under L.R. 7-3. As you are undoubtedly aware, **the purpose of L.R. 7-3 is to ensure that the parties engage in substantive discussions aimed at narrowing or resolving issues before motion practice, thereby promoting judicial efficiency and reducing unnecessary filings. Your continued refusal to provide the specific legal grounds, factual basis, and relief sought as required has rendered such engagement impossible.**

Your repeated insistence on proceeding with a phone call without first providing the requisite information suggests a deliberate effort to create a record of superficial compliance rather than genuine engagement. This is further evidenced by your continued attempts to schedule a call absent the necessary disclosures.

Anticipated Motion and Record of Non-Compliance

If your intent is to proceed with filing a motion despite your own failure to comply with L.R. 7-3, you will only strengthen the record of your bad faith and procedural evasion. As noted in Docket 197 (partially judicially noticed at Docket 248), your current pattern of conduct mirrors the same deficiencies previously documented and remains part of a broader pattern of procedural misconduct. This will be addressed before the Court as necessary.

By continuing to insist on a procedurally inadequate approach, you are actively undermining the purpose of the meet and confer process.

To reiterate, L.R. 7-3 requires meaningful engagement, not perfunctory gestures. Simply scheduling a phone call without providing the necessary information does not constitute good faith compliance. Your repeated refusals to provide the requisite information prior to the proposed meet and confer demonstrates a clear intent to evade procedural requirements.

Should you choose to proceed with filing a motion absent compliance with L.R. 7-3, I will present the matter before the Court, including the detailed record of your ongoing refusal to provide the necessary information and your attempts to circumvent procedural requirements.

The record of your non-compliance is now fully documented. Any attempt to claim that my efforts to obtain relevant information under L.R. 7-3 were somehow obstructive will be addressed directly before the Court.

Respectfully,

Todd

[Quoted text hidden]

Todd Hill

From: Ira Spiro <ira@spirolawcorp.com>
Sent: Monday, April 7, 2025 12:21 PM
To: Todd Hill
Subject: RE: local rule 7-3 request for telephone discussion

As I've said several times. **I will phone you at 11:00 AM PDT on April 8, 2025, regardless of your protestations and demands.**

Ira Spiro

From: Todd Hill <toddryangregoryhill@gmail.com>
Sent: Monday, April 7, 2025 12:17 PM
To: Ira Spiro <ira@spirolawcorp.com>
Subject: Re: local rule 7-3 request for telephone discussion

Dear Mr. Spiro,

The 12:00 PM PDT contingency deadline I provided for you to submit the necessary information for a meaningful meet and confer process under L.R. 7-3 has now passed. As of this writing, you have not responded with the required information providing the specific legal grounds, factual basis, or relief sought for your anticipated motions.

Your continued insistence on proceeding with a phone call absent the requisite information demonstrates a clear pattern of procedural non-compliance and bad faith. As you are undoubtedly aware, L.R. 7-3 requires that parties engage meaningfully before motion practice. Your refusal to comply with these requirements undermines the purpose of the meet and confer process and precludes any possibility of substantive engagement.

The pattern of behavior exhibited in your correspondence mirrors the same deficiencies documented in Docket 197, partially judicially noticed at Docket 248. It is now evident that your actions are not isolated incidents but part of a broader pattern of procedural misconduct aimed at avoiding meaningful compliance with the Court's established expectations.

Your failure to provide the requested information by the stated deadline will be documented and raised before the Court as necessary. Any further attempts to proceed without adherence to L.R. 7-3 will only serve to reinforce the record of your bad faith and procedural evasion.

If your intention is to proceed in good faith, you may still provide the requested information by 3:00 PM PDT today, April 7, 2025. Failure to do so will compel me to bring this matter before the Court.

Respectfully,

Todd

On Sat, Apr 5, 2025 at 4:55 PM Ira Spiro <ira@spirolawcorp.com> wrote:

As I've said several times. **I will phone you at 11:00 AM PDT on April 8, 2025, regardless of your protestations and demands.**

Ira Spiro

From: Todd Hill <toddryangregoryhill@gmail.com>

Sent: Saturday, April 5, 2025 2:46 PM

To: Ira Spiro <ira@spirolawcorp.com>

Subject: Re: local rule 7-3 request for telephone discussion

Mr. Spiro,

Your continued refusal to comply with the procedural requirements of L.R. 7-3 is now fully documented and will be raised before the Court if not addressed by the **contingency deadline of 12:00 PM PDT on April 7, 2025.**

It is evident that your intent from the outset has been to avoid providing the specific legal grounds, factual basis, and relief sought for each contemplated motion, despite your stated desire to engage in a meet and confer process. Instead, you have repeatedly insisted on proceeding with a call at 11:00 AM PDT on April 8, 2025, without providing the necessary information required under L.R. 7-3.

Pattern of Bad Faith and Procedural Non-Compliance

Your most recent email, which merely reiterates your insistence on a phone call without addressing the requirements of L.R. 7-3, further demonstrates a clear pattern of bad faith. You have repeatedly ignored the necessity of providing:

1. Specific Legal Grounds: Unsupported and conclusory assertions are not a substitute for detailed legal arguments.
2. Factual Basis: Your refusal to identify the specific allegations within the FAC you claim are deficient demonstrates an unwillingness to engage meaningfully.
3. Relief Sought: Merely stating a desire for dismissal without clarifying the scope of that relief is procedurally inadequate.

Furthermore, your refusal to entertain the possibility of cure underscores your **bad faith intent. L.R. 7-3 is designed to facilitate genuine engagement and the narrowing of issues before formal motion practice.** Your refusal to provide the necessary information ensures that such engagement cannot occur.

It is not ironic that the pattern above facially mirrors the pattern of continuous non-compliance alleged in the FAC.

Non-Negotiable Contingency Deadline

The **contingency deadline of 12:00 PM PDT on April 7, 2025** is non-negotiable. Your continued insistence on proceeding with a phone call absent the required information will be cited as evidence of bad faith and procedural non-compliance.

Your refusal to comply with L.R. 7-3 actively undermines the Court's interest in procedural efficiency and judicial economy by ensuring that issues which could be resolved through meaningful engagement remain unresolved.

Your insistence on proceeding without providing the necessary information effectively precludes any reasonable opportunity for me to prepare, ensuring that the meet and confer process will be rendered procedurally meaningless.

I have been clear and consistent in my requirements under L.R. 7-3. Should you fail to comply by the stated deadline, I will present the matter before the Court, including a detailed record of your ongoing refusal to provide the necessary information and your attempts to evade the procedural process.

You are encouraged to comply with L.R. 7-3 by providing the **specific legal grounds, factual basis, and relief sought** for each contemplated motion before the contingency deadline.

Respectfully,

Todd

On Sat, Apr 5, 2025 at 2:38 PM Ira Spiro <ira@spirolawcorp.com> wrote:

As I've said several times. **I will phone you at 11:00 AM PDT on April 8, 2025, regardless of your protestations and demands.**

Ira Spiro

From: Todd Hill <toddryanggregoryhill@gmail.com>
Sent: Saturday, April 5, 2025 2:20 PM
To: Ira Spiro <ira@spirolawcorp.com>
Subject: Re: local rule 7-3 request for telephone discussion

Mr. Spiro,

Your continued insistence on proceeding with a call under the pretense of compliance, while refusing to provide the requisite information under L.R. 7-3, is a transparent attempt to exploit the inability to prepare for your clearly bad faith litigation tactic. Your repetitive and harassing tone only further evidences your intent to create the appearance of compliance where none exists.

Your continued failure to provide the requisite information indicates a lack of preparation or unwillingness to permit meaningful engagement. It is becoming increasingly clear that you have no intention of preparing

yourself or allowing me to adequately prepare for a genuine, good-faith meet and confer. Nothing you have presented thus far supports a Rule 12(b)(6) or any other motion, nor have you identified any legal basis or factual grounds that would justify such motions. Your approach continues to demonstrate procedural avoidance rather than substantive engagement.

I will continue to document this pattern of conduct and raise it before the Court as further evidence of your refusal to comply with L.R. 7-3. Meaningful engagement remains contingent upon your adherence to procedural requirements. Should you provide the specific legal grounds, factual basis, and relief sought, I remain willing to engage in good faith at a mutually agreeable time.

I reiterate: Your failure to comply with these procedural requirements will be noted and addressed before the Court as a continuation of your bad faith conduct.

Respectfully,

Todd

On Sat, Apr 5, 2025 at 2:03 PM Ira Spiro <ira@spirolawcorp.com> wrote:

As I've said several times. **I will phone you at 11:00 AM PDT on April 8, 2025, regardless of your protestations and demands.**

Ira Spiro

From: Todd Hill <toddryangregoryhill@gmail.com>

Sent: Saturday, April 5, 2025 1:28 PM

To: Ira Spiro <ira@spirolawcorp.com>

Subject: Re: local rule 7-3 request for telephone discussion

Mr. Spiro,

Your accusation that I intend "to lie to the Court" is both unfounded and improper. To be clear, I have never made such an assertion. As noted in Paragraph 36 of the Fourth Amended Complaint (FAC), I acknowledge that instructors and students, myself included, were not paid for their work at PCL. However, I cannot attest to the compensation status of all individuals associated with PCL, particularly those with administrative or other roles.

My knowledge is limited to my own experience, which I have accurately described. To claim otherwise would be to speculate, which would be inappropriate and procedurally improper. Any statements regarding compensation to others are matters for discovery, not unsupported assumptions.

Furthermore, your repeated accusations of dishonesty without basis are inappropriate and only serve to undermine the meet and confer process required under L.R. 7-3. If you genuinely believe this issue is

relevant to your anticipated motion, it is incumbent upon you to clearly articulate the legal basis for your argument, rather than resorting to baseless allegations.

Additionally, your decision to start a separate email chain under the subject line “judicial notice from 4th Am'd Complaint” appears to be another attempt to fragment the record and manufacture ambiguity. Such tactics only further demonstrate your lack of good faith and unwillingness to engage substantively.

As previously noted, providing only a list of paragraphs without substantive analysis, legal grounds, or specified relief is procedurally deficient. Unless and until you provide the requisite information in compliance with L.R. 7-3, a meet and confer will not be productive and would serve only to manufacture the appearance of compliance where none exists.

Should you provide the required information, I remain willing to engage in a meaningful discussion at a mutually agreeable time. However, attempting to proceed without this foundational information will be documented as further evidence of bad faith.

Respectfully,

Todd

On Sat, Apr 5, 2025 at 12:35 PM Ira Spiro <ira@spirolawcorp.com> wrote:

So you're going to lie to the court and refuse to admit something you know very well is true, that none of the defendants were paid for their work at PCL except those that were administrators or registrars.

Ira Spiro

From: Todd Hill <toddryangregoryhill@gmail.com>
Sent: Saturday, April 5, 2025 11:09 AM
To: Ira Spiro <ira@spirolawcorp.com>
Subject: Re: local rule 7-3 request for telephone discussion

Mr. Spiro,

Your email is noted. However, your continued refusal to provide the requisite information under L.R. 7-3 remains procedurally improper and evidences a broader pattern of non-compliance and bad faith.

The Court has consistently held that good faith in the meet and confer process requires more than perfunctory attempts; it necessitates a genuine effort to resolve disputes through non-judicial means. Merely providing vague references or conclusory statements is insufficient to meet the standard established under L.R. 7-3. (See *Patrick v. Teays Valley Trs., LLC*, 297 F.R.D. 248 (S.D. W. Va. 2013)).

Your assertion that L.R. 7-3 merely requires the moving party to “contact opposing counsel” ignores established precedent which makes clear that the purpose of the rule is to encourage genuine, meaningful engagement aimed at narrowing issues for judicial consideration. (See *Niedermeyer v. Office of Max S. Baucus*, 153 F. Supp. 2d 23 (D.D.C. 2001)). Your cursory reference to specific paragraphs of the Fourth Amended Complaint (FAC) without providing relevant legal authority or a substantive analysis fails to satisfy this standard.

Immunity and Non-Payment

Your reference to immunity is procedurally misplaced and improperly raised under Rule 12. Immunity defenses, particularly those predicated on the **business judgment rule or alleged volunteer status**, require factual determinations related to **good faith, authority, and the nature of conduct**, which are not appropriate for resolution at the pleading stage.

Furthermore, your assertion that PCL staff were unpaid is irrelevant to the sufficiency of the claims alleged in the FAC. Even if true, lack of payment does not absolve individuals or entities of liability for negligence, fraudulent conduct, or breaches of duty in this context. Your attempt to preemptively raise this issue as an immunity defense under Rule 12 underscores your bad faith approach and unwillingness to engage substantively as required by L.R. 7-3.

Additionally, your piecemeal approach to identifying alleged deficiencies is emblematic of the very bad faith and non-compliance at issue. Simply referencing specific paragraphs without providing the legal basis for your objections or addressing the substance of the allegations falls short of the requirement to engage meaningfully. As the Court has noted, failure to comply with this requirement can result in the motion being disregarded altogether. (See *Carmax Auto Superstores Cal. LLC v. Hernandez*, 94 F. Supp. 3d 1078 (C.D. Cal. 2015)).

Improper Use of Rule 12 and Procedural Avoidance

Your reliance on irrelevant matters, such as alleged tuition payments or the so-called “fourth year,” is factually inaccurate and procedurally improper. As you are undoubtedly aware, Docket 199’s Exhibit C (judicially noticed in part at Docket 248) contains your own admissions, made in your capacity as attorney for PCL, stating that the “outstanding classes could be created” for the 2023-2024 academic year. No substantive information regarding these classes was ever provided to me, despite repeated requests for clarity.

Additionally, your claim that certain paragraphs of the FAC are repetitive fails to recognize the substantive differentiation between related but distinct categories of misconduct. For clarity:

Regulatory Non-Compliance and Negligence

Paragraphs 35, 39, 48, 186, 197a, and 197c all address PCL’s failures in compliance, negligence, or improper supervision.

These allegations address related themes but reference distinct instances or patterns of negligence, rather than merely repeating the same fact.

Fraud and Financial Misconduct

Paragraphs 40, 111, and 202 concern fraudulent actions involving financial exploitation or misrepresentation of services.

While the themes are related, the allegations differ in terms of the specific misconduct described.

Discrimination and Targeting of Vulnerable Populations

Paragraphs 96 and 202 discuss targeting economically disadvantaged and African American students for exploitation.

The differentiation between general discriminatory practices and targeted exploitation is clear and legally significant.

Lack of Oversight and Facilitation by the State Bar:

Paragraphs 39 and 48 address the State Bar's failure to intervene despite knowledge of PCL's deficiencies.

These paragraphs highlight distinct failures of oversight, which are integral to the broader claims of systemic negligence.

The assertion that these paragraphs are "repetitive and redundant" without acknowledging their substantive differences demonstrates your lack of preparation and unwillingness to engage in good faith.

Your continued piecemeal approach and refusal to engage substantively, even when prompted to do so with clear and reasonable requests, is further evidence of your bad faith. If you genuinely believed that the FAC was deficient, you would have identified the specific legal standards applicable to each alleged deficiency. Your failure to do so, despite multiple opportunities, undermines your credibility.

Continued Bad Faith and Procedural Non-Compliance

Your ongoing attempts to avoid meaningful engagement by referencing irrelevant matters and making conclusory statements is not a good faith effort to meet and confer. By dismissing valid procedural concerns and refusing to engage substantively, you are undermining the very purpose of the meet and confer process.

Furthermore, your continued fixation on irrelevant defenses is particularly concerning given your prior admissions, as documented in Docket 199's Exhibit C. Your attempt to obscure these facts by introducing irrelevant issues demonstrates a deliberate effort to evade your procedural obligations under L.R. 7-3. I have attached a copy here as a courtesy for your reference. **Your inquiry regarding State Bar policies prohibiting tuition collection by non-compliant institutions is yet another improper attempt to shift the burden onto me to justify your motion, rather than fulfilling your obligation to provide a substantive legal basis for your claims. This tactic underscores your continued attempt to obscure the issues rather than address them in good faith.**

Pattern of Harassment and Browbeating

Your repeated attempts to divert attention from substantive legal issues by resorting to personal attacks and irrelevant assertions are not only improper but indicative of a broader pattern of harassment. The Court has made clear that **good faith engagement requires addressing the merits of the issues presented, not relying on ad hominem attacks or attempts to browbeat opposing counsel into compliance.** Your fixation on alleged tuition issues or my familiarity with immunity statutes is a transparent attempt to avoid engaging with the well-pleaded allegations of the FAC. This pattern of harassment and procedural avoidance further evidences your bad faith and unwillingness to comply with the requirements of L.R. 7-3.

Your refusal to provide the specific legal grounds, factual basis, and relief sought is of grave concern

given the requirement that parties engage in a genuine, good faith effort to resolve or narrow the issues prior to motion practice. This pattern of avoidance and obfuscation will not serve your position when raised before the Court.

Finally, your repeated assertion that you will proceed “*regardless of [my] protestations and demands*” is suggestive of a broader pattern of harassment and procedural avoidance. My availability for a meet and confer remains **contingent upon your full compliance** with the requirements of L.R. 7-3. **Continued failure to comply will be documented and presented to the Court as evidence of bad faith.**

Respectfully,

Todd



Docket 199 Judicial notice granted for complaint amendment.pdf

On Sat, Apr 5, 2025 at 10:15 AM Ira Spiro <ira@spirolawcorp.com> wrote:

Mr. Hill:

About immunity, haven't you read the immunity statutes or cases on negligence? **Or are you going to misrepresent to the court by not acknowledging that nobody was paid for their work at PCL, including me, except the administrator and the registrar?**

You say “The Court’s expectations under L.R. 7-3 are clear” and that there are “established expectations under L.R. 7-3” and you write about “the procedural clarity provided by L.R. 7-3”. Below is LR 7-3 in its entirety. Where do you see anything about procedure under that rule other than that the moving party must “contact opposing counsel to discuss thoroughly, preferably in person, the substance of the contemplated motion and any potential resolution”? What cases or other authority can you cite for your contentions about the “court’s expectations” and “established expectations” and “procedural clarity”? If you actually have any, please email them to me.

L.R. 7-3 Conference of Counsel Prior to Filing of Motions. In all cases not listed as exempt in L.R. 16-12, and except in connection with discovery motions (which are governed by L.R. 37-1 through 37-4) and applications under F.R.Civ.P. 65 for temporary restraining orders or preliminary injunctions, counsel contemplating the filing of any motion must first contact opposing counsel to discuss thoroughly, preferably in person, the substance of the contemplated motion and any potential resolution. The conference must take place at least 7 days prior to the filing of the motion. If the parties are unable to reach a resolution that eliminates the necessity for a hearing, counsel for the moving party must include in the notice of motion a statement to the following effect:

“This motion is made following the conference of counsel pursuant to L.R. 7-3 which took place on (date).”

You ask me to identify which specific allegations within the FAC you claim are deficient. I am claiming paragraphs in the Fourth Amended Complaint are repetitive and redundant. You can certainly see for yourself the many, many repetitive paragraphs in the pleading. Although you

don't need me to point those out to you because anyone can see them from just reading the pleading. Consider for example, paragraphs 35, 39, 40, 48, 96, 111, 186, 197a, 197c and 202.

As I've said several times. **I will phone you at 11:00 AM PDT on April 8, 2025, regardless of your protestations and demands.**

Ira Spiro, Attorney at Law

310-235-2350 - NO TEXTS! -- phones are land lines

Please Correspond by EMAIL ONLY -- NOT U.S. Mail, Fed Ex, UPS, etc. It can take a week or more for me to see them.

10573 West Pico Blvd. #865, Los Angeles, CA 90064

pronouns: he

CONFIDENTIAL

From: Todd Hill <toddryangregoryhill@gmail.com>
Sent: Friday, April 4, 2025 5:37 PM
To: Ira Spiro <ira@spirolawcorp.com>
Subject: Re: local rule 7-3 request for telephone discussion

Mr. Spiro,

Your emails are noted. While you have attempted to provide some information, your response remains insufficient and fails to satisfy the requirements of L.R. 7-3.

As an inveterate litigator with decades of experience, you are undoubtedly aware that the purpose of a proper meet and confer is to clarify specific legal grounds, factual basis, and the exact relief sought so that issues can be meaningfully narrowed or resolved before motion practice. The Court's expectations under L.R. 7-3 are clear, particularly for an attorney of your tenure and experience.

Your vague references to the FAC being “repetitive and redundant,” “not sufficiently alleged,” or subject to immunity are **conclusory statements lacking the necessary specificity**. Moreover, your generalized reference to dismissal of the FAC “in its entirety and as to specific causes of action” is not an adequate response under the procedural standards required by the Court.

For example, your **immunity argument** likely requires a determination of the existence of **reasonable good faith** under exercise of the **business judgment rule**. Such a determination involves a factual inquiry that is currently subject to **reasonable dispute**. Accordingly, it is **inappropriate to raise under FRCP 12**, which is limited to questions of law and well-pleaded factual allegations accepted as true. Attempting to resolve a fact-intensive defense at this stage would be procedurally improper and inconsistent with established pleading standards.

You have not identified which specific allegations within the FAC you claim are deficient, nor have you provided supporting legal authority for your positions. Given your extensive experience, such omissions cannot reasonably be attributed to oversight. Your assertion that my requests are merely an effort to “waste [your] time” is directly contradicted by the Court’s established expectations under L.R. 7-3.

In fact, the lack of specificity in your responses appears to be a deliberate attempt to construct the appearance of compliance while avoiding the substantive engagement required by the Court. This tactic is particularly concerning given your experience as a litigator and the procedural clarity provided by L.R. 7-3. This pattern of obstruction seems well-documented.

My availability for a meet and confer remains contingent upon your full compliance with the procedural requirements, which includes providing the specific factual basis, legal authority, and relief sought for each contemplated motion. Continued attempts to circumvent this process will be documented and raised before the Court as evidence of bad faith.

Respectfully,

Todd

On Fri, Apr 4, 2025 at 5:12 PM Ira Spiro <ira@spirolawcorp.com> wrote:

As to factual basis, some of it is that the Fourth Amended Complaint is extremely repetitive and redundant, you did not sustain harm sufficient for standing as to some or all of the alleged causes of action, the RICO allegations are not sufficiently alleged to comply with federal pleading standards, the defendants have immunity from your two negligence causes of action, and the pleading does not state claims sufficient to comply with federal pleading standards for claims for relief.

As to specific relief, you should know that already by the federal rules that authorize the motions. Your question about relief is obviously just to cause make-work for me and waste my time. The relief is to dismiss your Fourth Amended Complaint in its entirety and as to specific causes of action, without leave to amend, and to strike repetitive and redundant and scandalous allegations in the Fourth Amended Complaint

Ira Spiro

From: Ira Spiro
Sent: Friday, April 4, 2025 5:01 PM
To: Todd Hill <toddryangregoryhill@gmail.com>
Subject: RE: local rule 7-3 request for telephone discussion

Other items for judicial notice are the emails between you and me in which you rejected the proposal in whereby you could have taken your fourth year at PCL in 2022-2023, and the Populi records of your non-payments of tuition.

Ira Spiro

From: Ira Spiro
Sent: Friday, April 4, 2025 12:21 PM
To: Todd Hill <toddryangregoryhill@gmail.com>
Subject: RE: local rule 7-3 request for telephone discussion

Another item for judicial notice is your written agreement to pay off your very large tuition debt in installments the agreement you breached outrageously – you never paid even one of those installments on time, and most of them you didn't pay at all.

Ira Spiro

From: Ira Spiro
Sent: Friday, April 4, 2025 12:15 PM
To: Todd Hill <toddryangregoryhill@gmail.com>
Subject: RE: local rule 7-3 request for telephone discussion

P.P.S. All of the motions are authorized by Federal Rule of Civil Procedure 12.

Ira Spiro

From: Ira Spiro
Sent: Friday, April 4, 2025 12:12 PM
To: Todd Hill <toddryangregoryhill@gmail.com>
Subject: RE: local rule 7-3 request for telephone discussion

P.S. Many of the items for judicial notice, possibly most of them, are in the exhibits to your Fourth Amended Complaint. Another one is the PCL Handbook

Ira Spiro

From: Ira Spiro
Sent: Friday, April 4, 2025 12:07 PM
To: Todd Hill <toddryangregoryhill@gmail.com>
Subject: RE: local rule 7-3 request for telephone discussion

I will provide information in our phone call. There is no requirement that I do so in advance of the call. It has been is a tactic of yours when I ask you to meet and confer, to make similar demands that are not required for meeting and conferring and you waste my time emailing you about them. As for stipulations, in past meeting and conferring you have proposed a number of completely unacceptable ones, which wasted a tremendous amount of my time in emailing with you about them.

I will phone you at 11:00 AM PDT on April 8, 2025.

Ira Spiro, Attorney at Law

310-235-2350 - NO TEXTS! -- phones are land lines

Please Correspond by EMAIL ONLY -- NOT U.S. Mail, Fed Ex, UPS, etc. It can take a week or more for me to see them.

10573 West Pico Blvd. #865, Los Angeles, CA 90064

pronouns: he

From: Todd Hill <toddryangregoryhill@gmail.com>
Sent: Friday, April 4, 2025 11:27 AM
To: Ira Spiro <ira@spirolawcorp.com>
Subject: Re: local rule 7-3 request for telephone discussion

Dear Mr. Spiro,

Thank you for your recent correspondence regarding your anticipated motions. To ensure our upcoming meet and confer discussion is productive and fully compliant with procedural obligations, I will require sufficient detail regarding the grounds and scope of each contemplated motion. The requested information will facilitate targeted discussions, enabling us to narrow or resolve issues efficiently without unnecessary judicial intervention.

Please provide the following details no later than 12:00 PM PDT on April 7, 2025:

1. Detailed Legal Grounds:

Clearly state the specific legal basis for each motion, including identification of relevant statutes, procedural rules, or controlling case law upon which you intend to rely. Providing this ensures our discussion remains precise, clarifies potential misunderstandings or misapplications of law, and prevents unnecessary delays.

2. Factual Basis:

Summarize the factual circumstances supporting each proposed motion. Specifically identify the allegations in the Fourth Amended Complaint (FAC) you assert are insufficient or otherwise problematic. Additionally, please indicate any specific documents or evidence you intend to rely upon. Clarifying factual disputes in advance avoids unnecessary briefing and prevents later assertions of misunderstanding or inadequate responses.

3. Specific Relief Requested:

Clearly define the exact relief or remedy sought through each motion, explicitly stating whether you intend partial or complete dismissal of particular claims, causes of action, or the FAC as a whole. Given the breadth of contemplated filings previously indicated, specifying exact relief ensures efficient use of our meeting time and prevents overly broad arguments before the Court.

4. Supporting Exhibits and Judicial Notice:

Provide copies or clearly identify any exhibits or documentary evidence you plan to submit with your motions. Additionally, please explicitly state any facts or documents for which you anticipate requesting judicial notice. Early disclosure promotes transparency, prevents surprise, and facilitates meaningful consideration or stipulation, thus reducing the need for unnecessary motion practice.

5. Proposed Stipulations:

A genuine meet and confer process inherently involves reasonable opportunities for stipulation or accord. If applicable, please clearly outline any stipulations or agreements you propose, which could help narrow or resolve disputes without Court intervention. Proactively identifying potential areas of agreement demonstrates good faith and helps streamline proceedings, reducing unnecessary judicial burden.

Your cooperation in providing this detailed information will enable us to conduct a meaningful and efficient discussion, serving our mutual interests and aligning with the Court's expectations for good faith negotiation and judicial economy. Conversely, failure to provide the requested information may compel me to address procedural deficiencies with the Court.

Conditional Availability:

Assuming timely receipt of the requested information, I am available for a meet and confer at 11:00 AM PDT on April 8, 2025, or another mutually convenient time the following day thereafter. Please confirm your availability along with the required information by the stated deadline.

Thank you for your prompt attention to this matter. I look forward to your timely response.

Respectfully,

Todd

On Fri, Apr 4, 2025 at 9:34 AM Ira Spiro <ira@spirolawcorp.com> wrote:

There is one additional motion I contemplate making, which is to be included in our meeting and conferring – a motion to strike under F.R.C.P. 12(f).

Ira Spiro, Attorney at Law

310-235-2350 - NO TEXTS! -- phones are land lines

Please Correspond by EMAIL ONLY -- NOT U.S. Mail, Fed Ex, UPS, etc. It can take a week or more for me to see them.

10573 West Pico Blvd. #865, Los Angeles, CA 90064

pronouns: he

CONFIDENTIAL

From: Ira Spiro

Sent: Friday, April 4, 2025 9:09 AM

To: Todd Hill (toddryangregoryhill@gmail.com) <toddryangregoryhill@gmail.com>

Subject: RE: local rule 7-3 request for telephone discussion

Importance: High

Mr. Hill

I am contemplating filing the following motions against Fourth Amended Complaint: motion to dismiss for lack of subject matter jurisdiction, motion to dismiss for failure to state a cause of action, motion for a more definite statement. I propose that by telephone we discuss thoroughly the substance of the motion and any potential resolution of it, pursuant to local rule 7-3. I will not discuss any other subjects during this telephone call.

I propose the telephone call take place at any ONE of the following dates and times below, which you may choose.

Please email me back any time this date, Friday, April 4, 2025 stating:

(a) which of these dates you choose, AND

(b) the start time you choose.

Monday April 7, 2025 starting any time from 10 a.m. to 4:00 p.m. Pacific time, (12 noon to 6 p.m. Central time)

or

Tuesday April 8, 2025 starting any time from 10 a.m. to 4:00 p.m. Pacific time, (12 noon to 6 p.m. Central time)

I am writing you for myself only, not any other defendant or anyone else.

Ira Spiro, Attorney at Law

310-235-2350

NO TEXTS – phone is land lines

Please Correspond by EMAIL ONLY

Los Angeles, Cal.

ira@spiolawcorp.com

website: spiolawcorp.com

pronouns: he

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EXHIBIT B

**PLAINTIFF’S MOTION TO COMPEL COMPLIANCE WITH L.R. 7-3 AND TO ADDRESS BAD FAITH
PROCEDURAL MISCONDUCT**

CASE 2:23-cv-01298-JLS-BFM



Todd Hill <toddryangregoryhill@gmail.com>

Todd Hill v. Peoples College of Law

2 messages

Kirwin, Jeffrey <jkirwin@hbblaw.com>

Mon, Apr 7, 2025 at 10:33 AM

To: Todd Hill <toddryangregoryhill@gmail.com>

Cc: "Jamshidi, Arezoo" <ajamshidi@hbblaw.com>

Mr. Hill,

Pursuant to Local Rule 7-3, we would like to meet and confer with you regarding your Fourth Amended Complaint. Please advise when you are able to speak today or tomorrow.

Thank you,

Jeff

Jeffrey Kirwin [Profile](#)

Attorney

D: (714) 426-4620

jkirwin@hbblaw.com

Haight Brown & Bonesteel LLP

2030 Main Street

Suite 1525

Irvine, CA 92614

O: 714.426.4600

F: 714.754.0826

www.hbblaw.com

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HBB OC Exclaimer

Todd Hill <toddryangregoryhill@gmail.com>

Mon, Apr 7, 2025 at 10:52 AM

To: "Kirwin, Jeffrey" <jkirwin@hbblaw.com>

Cc: "Jamshidi, Arezoo" <ajamshidi@hbblaw.com>

Dear Mr. Kirwin and Ms. Jamshidi,

Your email is noted. The purpose of a proper meet and confer under L.R. 7-3 is to clarify the specific legal grounds, factual basis, and exact relief sought, so that issues may be meaningfully narrowed or resolved before motion practice.

Your request arrives on the morning of April 7, 2025, shortly before the 12:00 PM PDT contingency deadline provided to Mr. Spiro to allow adequate preparation for a meaningful meet and confer process. It is unclear from your email whether Haight intends to engage

in a separate and distinct meet and confer process or if this effort is part of a coordinated response with Mr. Spiro.

If the intent is to engage in good faith, then providing the requisite information in advance is essential to allow a meaningful and efficient meet and confer. Accordingly, please provide the following by 12:00 PM PDT on April 8, 2025, to allow for meaningful preparation:

Detailed Legal Grounds

Please clearly articulate the specific legal grounds underlying each contemplated motion, including identification of relevant statutes, procedural rules, or controlling case law upon which you intend to rely. Unsupported and conclusory statements are not substitutes for detailed legal arguments.

Factual Basis

Summarize the factual basis for each motion, specifically identifying the allegations within the Fourth Amended Complaint (FAC) you assert are deficient or otherwise problematic. Indicate any documents or evidence you intend to rely upon to support your positions.

Specific Relief Sought

Clearly state the precise relief or remedy sought through each motion, specifying whether your intent is the dismissal of particular claims, causes of action, or the FAC in its entirety. Clarify whether your intended motions include requests to strike portions of the FAC or seek dismissal without leave to amend.

Proposed Stipulations (If Applicable)

Indicate any stipulations or agreements you propose, which might narrow or resolve disputes without court intervention. Failure to offer reasonable stipulations will be noted as evidence of bad faith.

If Haight's intent is to engage in a procedurally compliant and meaningful meet and confer process, then the provision of the above-requested information is non-negotiable. As you have initiated this request and asserted your preparedness, should you fail to provide the requested materials by 12:00 PM PDT on April 8, 2025, I will proceed accordingly, including documenting your failure to comply with L.R. 7-3 and raising the matter before the Court as necessary.

Additionally, if Haight's request is intended to coordinate with Mr. Spiro's previous request, such an effort may be documented and raised before the Court as evidence of ongoing bad faith.

Notably, Mr. Spiro's repeated refusal to provide the necessary information required under L.R. 7-3, despite numerous requests, remains unresolved. If Haight's request is intended to coordinate with Mr. Spiro's procedurally deficient approach, such an effort will be documented and raised before the Court as further evidence of ongoing bad faith.

My willingness to engage in a good faith meet and confer remains contingent upon your provision of the requested information. I am available to confer at 11:00 AM PDT on April 9, 2025, or another mutually convenient time thereafter, provided that the requested information is received by the stated deadline.

Respectfully,

Todd

[Quoted text hidden]